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DATE: January 5, 2005

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FROM: Patrick L. Mixon PHONE: 602-382-6274

RE: Application No. 10/810,473; Confirmation No. 9805

## MESSAGE:

Preliminary Amendment attached.

ORIGINAL DOCUMENT: Will be sent

NUMBER OF PAGES (Including Cover): 7 DG

CONFIRMATION NO.:

CLIENT MATTER NO.: 60655.1400

PLEASE RETURN TO: Beverly Fletcher, 16S12 PERSONAL FAX: No

REQUESTOR: Patrick Mixon

DIRECT LINE: 602-382-6274

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Date: January 5, 2005By: 

Beverly Fletcher

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**Applicant(s): **Michael J. Berardi, et al.**Atty. Docket No.: **60655.1400**Serial No.: **10/810,473**; Confirmation No.: **9805**Examiner **TBA****RECEIVED  
CENTRAL FAX CENTER**Date Filed: **March 26, 2004**Group Art Unit: **2635****JAN 05 2005**Title: **SYSTEM AND METHOD FOR ENCODING INFORMATION IN  
MAGNETIC STRIPE FORMAT FOR USE IN RADIO FREQUENCY  
IDENTIFICATION TRANSACTIONS****PRELIMINARY AMENDMENT**

Box: Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Dear Sir:

The Applicants respectfully request entry of the following preliminary amendment, prior to examination and publication of the above-identified application. No new matter is submitted with the proposed amendment.

AMEX No. 200301730  
1569733

1

Serial No. 10/810,473  
Docket No. 60655.1400

**PRELIMINARY AMENDMENT**

Please replace the first paragraph of the application under "Related Applications" with the following new Paragraph:

"This invention is a continuation-in-part of, and claims priority to U.S. Patent Application No. 10/192,488, entitled "SYSTEM AND METHOD FOR PAYMENT USING RADIO FREQUENCY IDENTIFICATION IN CONTACT AND CONTACTLESS TRANSACTIONS," filed on July 9, 2002 (which itself claims priority to U.S. Provisional Patent Application No. 60/304,216, filed July 10, 2001), and is also a continuation-in-part of and claims priority to U.S. Patent Application No. 10/340,352, entitled "SYSTEM AND METHOD FOR INCENTING PAYMENT USING RADIO FREQUENCY IDENTIFICATION IN CONTACT AND CONTACTLESS TRANSACTIONS," filed January 10, 2003 (which itself claims priority to U.S. Provisional Patent Application No. 60/396,577, filed July 16, 2002), all of which are incorporated herein by reference."

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